

## HOUSE BILL NO. 109

INTRODUCED BY HARRIS

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING THE MONTANA CODE REFORM COMMISSION TO  
5 IDENTIFY STATUTES THAT ARE OBSOLETE, REDUNDANT, CONTRADICTORY, CONFUSING, OR  
6 UNCONSTITUTIONAL; REQUIRING EACH EXECUTIVE BRANCH ENTITY TO IDENTIFY STATUTES THAT  
7 ARE OBSOLETE, REDUNDANT, CONTRADICTORY, CONFUSING, OR UNCONSTITUTIONAL AND REPORT  
8 THEM TO THE COMMISSION; REQUIRING THE SECRETARY OF STATE TO NOTIFY NEWSPAPERS AND  
9 LOBBYISTS OF THE EXISTENCE OF THE COMMISSION AND INVITE THOSE ENTITIES TO IDENTIFY  
10 STATUTES THAT ARE OBSOLETE, REDUNDANT, CONTRADICTORY, CONFUSING, OR  
11 UNCONSTITUTIONAL; REQUIRING A REPORT TO THE 59TH LEGISLATURE; AND PROVIDING AN  
12 IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."

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14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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16 NEW SECTION. **Section 1. Review of statutes.** Each board, bureau, commission, office, and  
17 department of the executive branch of state government shall review the statutes administered by that entity and  
18 identify statutes that are obsolete, redundant, contradictory, confusing, or unconstitutional. Each entity shall  
19 prepare a report explaining why identified statutes are obsolete, redundant, contradictory, confusing, or  
20 unconstitutional. The report must be filed with the Montana code reform commission, provided for in [section 2],  
21 by February 1, 2004. The report is not required to contain a recommendation for revision or repeal.

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23 NEW SECTION. **Section 2. Montana code reform commission.** (1) There is a Montana code reform  
24 commission. The commission consists of five members as follows:

25 (a) two members of the house of representatives, one from each party, appointed by the speaker of the  
26 house;

27 (b) two members of the senate, one from each party, appointed by the committee on committees; and

28 (c) one public member appointed by the governor.

29 (2) Appointments to the commission must be made no later than June 1, 2003. The commission shall  
30 meet no later than July 1, 2003, and as often as the commission considers necessary. The commission shall

1 select a presiding officer.

2 (3) The commission must receive and review the reports provided for in [section 1] and the comments  
3 received pursuant to the notice provided for in [section 3]. The commission shall prepare a report containing the  
4 commission's recommendations for statutory revision and submit the report to the 59TH legislature as provided  
5 in 5-11-210. The commission may propose legislation to implement the report.

6 (4) The legislative services division shall provide staff support for the commission.  
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8 NEW SECTION. Section 3. Notice of Montana code reform commission. The secretary of state  
9 shall notify all daily and weekly newspapers published in Montana and all registered lobbyists of the existence  
10 of the Montana code reform commission. The notice must contain an invitation to identify obsolete, redundant,  
11 contradictory, confusing, or unconstitutional statutes and to provide that information to the Montana code reform  
12 commission.  
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14 NEW SECTION. Section 4. Effective date. [This act] is effective on passage and approval.  
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16 NEW SECTION. SECTION 5. TERMINATION. [THIS ACT] TERMINATES DECEMBER 31, 2004.  
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